

section as may be required to carry out the purposes of this section shall be conducted through, or as authorized by, the Department of State.

(c) The provisions of this section shall not create nor authorize the creation of any obligations on the part of the Government of the United States with respect to any expenditures for highway construction or survey heretofore or hereafter undertaken in any of the countries enumerated in subsection (a) of this section, other than the expenditures authorized by the provisions of this section.

(d) Appropriations made pursuant to any authorizations heretofore, or hereafter enacted for the Inter-American Highway shall be considered available for expenditure by the Secretary for necessary administrative and engineering expenses in connection with the Inter-American Highway program.

(Pub. L. 85-767, Aug. 27, 1958, 72 Stat. 909.)

[§ 213. Repealed. Pub. L. 100-17, title I, § 133(e)(1), Apr. 2, 1987, 101 Stat. 173]

Section, Pub. L. 85-767, Aug. 27, 1958, 72 Stat. 911, related to construction of Rama Road in Republic of Nicaragua.

§ 214. Public lands development roads and trails

(a) Funds available for public lands development roads and trails shall be used to pay the cost of construction and improvement of such roads and trails.

(b) Funds available for public lands development roads and trails shall be available for adjacent vehicular parking areas and for sanitary, water, and fire control facilities.

(Added Pub. L. 87-866, § 6(b), Oct. 23, 1962, 76 Stat. 1147; amended Pub. L. 97-424, title I, § 126(d), Jan. 6, 1983, 96 Stat. 2115.)

AMENDMENTS

1983—Subsec. (c). Pub. L. 97-424 struck out subsec. (c) which provided for prior approval by the Secretary of all projects for public lands development roads and trails and for general supervision by the Secretary of their construction.

§ 215. Territorial highway program

(a) **DEFINITIONS.**—In this section, the following definitions apply:

(1) **PROGRAM.**—The term “program” means the territorial highway program established under subsection (b).

(2) **TERRITORY.**—The term “territory” means any of the following territories of the United States:

- (A) American Samoa.
- (B) The Commonwealth of the Northern Mariana Islands.
- (C) Guam.
- (D) The United States Virgin Islands.

(b) **PROGRAM.**—

(1) **IN GENERAL.**—Recognizing the mutual benefits that will accrue to the territories and the United States from the improvement of highways in the territories, the Secretary may carry out a program to assist each government of a territory in the construction and improvement of a system of arterial and collector

highways, and necessary inter-island connectors, that is—

- (A) designated by the Governor or chief executive officer of each territory; and
- (B) approved by the Secretary.

(2) **FEDERAL SHARE.**—The Federal share of Federal financial assistance provided to territories under this section shall be in accordance with section 120(h).

(c) **TECHNICAL ASSISTANCE.**—

(1) **IN GENERAL.**—To continue a long-range highway development program, the Secretary may provide technical assistance to the governments of the territories to enable the territories to, on a continuing basis—

- (A) engage in highway planning;
- (B) conduct environmental evaluations;
- (C) administer right-of-way acquisition and relocation assistance programs; and
- (D) design, construct, operate, and maintain a system of arterial and collector highways, including necessary inter-island connectors.

(2) **FORM AND TERMS OF ASSISTANCE.**—Technical assistance provided under paragraph (1), and the terms for the sharing of information among territories receiving the technical assistance, shall be included in the agreement required by subsection (e).

(d) **NONAPPLICABILITY OF CERTAIN PROVISIONS.**—

(1) **IN GENERAL.**—Except to the extent that provisions of chapter 1 are determined by the Secretary to be inconsistent with the needs of the territories and the intent of the program, chapter 1 (other than provisions of chapter 1 relating to the apportionment and allocation of funds) shall apply to funds authorized to be appropriated for the program.

(2) **APPLICABLE PROVISIONS.**—The agreement required by subsection (e) for each territory shall identify the sections of chapter 1 that are applicable to that territory and the extent of the applicability of those sections.

(e) **AGREEMENT.**—

(1) **IN GENERAL.**—Except as provided in paragraph (4), none of the funds made available for the program shall be available for obligation or expenditure with respect to any territory until the chief executive officer of the territory enters into an agreement with the Secretary (not later than 1 year after the date of enactment of SAFETEA-LU), providing that the government of the territory shall—

(A) implement the program in accordance with applicable provisions of chapter 1 and subsection (d);

(B) design and construct a system of arterial and collector highways, including necessary inter-island connectors, in accordance with standards that are—

- (i) appropriate for each territory; and
- (ii) approved by the Secretary;

(C) provide for the maintenance of facilities constructed or operated under this section in a condition to adequately serve the needs of present and future traffic; and

(D) implement standards for traffic operations and uniform traffic control devices that are approved by the Secretary.